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BEFORE THE
Federal Communications Commission

WASHINGTON, D.C. 20554

JUL 6 1995

In the Matter of)
)
Preparation for International) IC Docket No. 94-31
Telecommunications Union World)
Radiocommunication Conferences)
)

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**RESPONSE
TO
JOINT SUPPLEMENTAL REPLY COMMENTS**

This Response to Joint Supplemental Reply Comments ("Response"), submitted by the undersigned private land mobile radio user organizations and industry trade associations addresses issues raised in the Joint Supplemental Reply Comments ("Joint Comments") filed on May 18, 1995 by pending applicants for new or modified facilities in the Non-Voice, Non-Geostationary Mobile Satellite Service ("NVNG").^{1/}

^{1/} The Joint Comments supplement previous comments submitted by the NVNG MSS parties in the above-captioned proceeding concerning the 1995 World Radiocommunication Conference ("WRC-95"), FCC 95-36 (Released: January 31, 1995). The Joint Commentors are: CTA Commercial Systems, Inc.; E-SAT, Inc.; Final Analysis Communication Services, Inc.; GE American Communications, Inc.; LEO ONE USA Corporation; Orbital Communications Corporation; Starsys Global Positioning, Inc.; and Volunteers in Technical Assistance.

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I. RESPONSE

1. The undersigned are pleased to observe that in their Joint Supplemental Reply Comments the NVNG MSS proponents essentially abandon consideration of Private Land Mobile Radio Service spectrum for reallocation to NVNG MSS uses. The change in position on allocations by NVNG MSS proponents concedes that land mobile spectrum is heavily utilized and that any sharing with non-geostationary MSS below 1 GHz would cause substantial and harmful interference to the Land Mobile services.^{2/}

2. The NVNG MSS proposal, as illustrated in the Joint Supplemental Reply Comments, is as follows:

- Service Downlink: 386-390 MHz
- Service Uplink: 420-422, 455-456 and 459-460 MHz
- Feeder Downlink: 216-216.5 and 217.5-218 MHz
- Feeder Uplink: 450-451 MHz^{3/}

^{2/} This filing addresses only the Private Land Mobile Service spectrum and should not be construed as a concurrence or endorsement of NVNG MSS proposals for other bands.

^{3/} Joint Supplemental Reply Comments at 2-3. This filing addresses only the Private Land Mobile Service spectrum and should not be construed as a concurrence or endorsement of NVNC MSS proposals for other bands.

3. Our concern is that one very critical private land mobile channel remains affected by the NVNG MSS proposal. The service uplink proposal for 459-460 MHz contains a 25 kHz channel at 459.0 MHz, which is allocated to the Petroleum Radio Service and specifically dedicated for communications related to oil spill containment and clean up activities. 47 C.F.R. § 90.65(b). In light of the wide public interest to be served by preserving this channel for interference-free communications, the undersigned strongly recommend that this 25 kHz channel be removed from consideration for NVNG MSS operations.

WHEREFORE, THE PREMISES CONSIDERED, the undersigned respectfully requests the Federal Communications Commission recommend that the United States refrain from seeking a worldwide allocation at WRC-95 for MAS in any land mobile spectrum in accordance with the recommendation made herein.

Respectfully submitted,

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Dated: June 6, 1995